IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 6TH NOVEMBER 2007 / 15TH KARTHIKA 1929

Bail Appl..No. 6753 of 2007()

CRMP.9016/2007 of J.M.F.C.-I, ALAPPUZHA
CRIME NO.526/2007 OF ALAPPUZHA NORTH POLICE STATION

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: PETITIONERS/ACCUSED 1 & 2

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1. ANEESH, S/O.GANGADHARAN,
PANTHAPARAMBU VEEDU, VANDAZHI PANCHAYAT,
ALATHUR TALUK, PALAKKAD.

2. ANUKUMAR, S/O.MANI,
PANTHAPPARAMBIL ELAKKODU VEEDU,
VANDAZHI PANCHAYAT, ALATHUR TALUK,
PALAKKAD.

BY ADV. SRI.M.DINESH

RESPONDENTS: COMPLAINANT

STATE OF KERALA, REPRESENTED BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 06/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

B.A.No.6753 of 2007

Dated this the 6th day of November, 2007

ORDER

Application for regular bail. Petitioners were originally arrayed as accused 1 and 2. They now continue in the array as accused 2 and 3, submits the learned Public Prosecutor. They face allegations under the Kerala Abkari Act. They were allegedly found to transport in a car 60 litres of Indian Made Foreign Liquor which did not have the security seal of the Kerala State Beverages Corporation. The incident occurred on 2.10.07. The petitioners were arrested only on 8.10.07. They continue in custody from that date. The petitioners have no history of any criminal antecedents, submits the learned Public Prosecutor .

2. The learned counsel for the petitioners prays, the learned Public Prosecutor does not oppose the said prayer on condition that the investigator is given reasonable time to complete the investigation and I am satisfied that the petitioners can now be directed to be released on bail subject to appropriate terms and conditions.

3. In the result, this application is allowed. The petitioners shall be released on bail on the following terms and conditions.

i) The petitioners shall not be released on the strength of this order prior to 12.11.2007. The Investigators shall in the meantime make every endeavour to complete the investigation.

ii) The petitioners shall execute a bond for Rs.50,000/- (Rupees Fifty thousand only) each with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

iii) The petitioners shall make themselves available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of one month from the date of their release and thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

rtr/-